

ORIGINAL

Stenographic Transcript Of

HEARINGS

Before The

Government Information and
Individual Rights Subcommittee

COMMITTEE
ON
GOVERNMENT OPERATIONS

HOUSE OF REPRESENTATIVES

~~EXEMPTED~~ CENTRAL INTELLIGENCE AGENCY
EXEMPTION IN THE PRIVACY ACT OF 1974

MARCH 5, 1975

Washington, D. C.

1 commits a crime if he reveals it to a foreigner or he does it
2 with intent to injure the United States.

3 Mr. Brown. I would like to ask, Madam Charman, if Mr.
4 Colby or his agency or others have knowledge of the laws which
5 apply in other countries which maintain intelligence apparatuses
6 that that be submitted in the form of a digest or some refer-
7 ence to them so this committee might have them for study. I
8 assume you do not have them with you.

9 Mr. Colby. I do not, but I would be happy to. Of course,
10 I go back to the fact that anything we suggest will have to be,
11 and I want it to be, under our constitutional system, and
12 consequently, a foreign system is not translatable to our
13 system.

14 Mr. Brown. May I ask roughly --

15 Ms. Abzug. Would you like that information in any case?

16 Mr. Brown. Yes.

17 Ms. Abzug. Would you be good enough to submit that infor-
18 mation?

19 Mr. Colby. Yes.

20 (The information to be furnished follows:)

1 I have a lot of other questions, it must be evident to you.

2 What is your idea about how we will deal with the question
3 of this amendment? I think there would be much more support
4 for our view ^{which provides for} access to the files by individuals.

5 Mr. Colby. In the conference report recommendations for
6 the previous Act, it stated that they expected the CIA, in
7 applying the exemption, would not be artificial about it and
8 would give as much as it could. That is my intention, as I
9 indicated.

10 Ms. Abzug. If you object to our eliminating your general
11 exemption, and you did discuss some of that with Mr. Maguire
12 earlier -- was that gone into?

13 Mr. Colby. He asked me for language which might help to
14 straighten this out.

15 Ms. Abzug. All right. I shall read that before I go to
16 other questions.

17 Mr. Colby. I have not yet given the language, but I shall
18 send it up.

19 Ms. Abzug. I want to be sure the record gets some of the
20 material I am looking for. This will guide us in our develop-
21 ment of legislation and give as much input from you as possible.

22 One of the problems that confronts us in this consideration
23 is this: I am not here to embarrass anybody or to do anything
24 except try to create some kind of restoration of fundamental
25 rights and the proper flow of Government information, taking

STAT

TO

FROM: PLC _____

DATE 2 August 1976

SUBJECT:

SUSPENSE DATE _____

Reply to Chairwoman Abzug concerning her request for certain material for the record requested during the testimony of Mr. Colby on 5 March 1975.

NOTE:

retyped per your request. Dutty

STAT

COORDINATED WITH (list names as well as offices):

Name

Office

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Office

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Office

ACTION REQUIRED BY GLC: Forward to DCI.

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ROUTING AND RECORD SHEET

SUBJECT: (Optional)

FROM:

Legislative Counsel

EXTENSION

NO.

DATE

2 August 1976

TO: (Officer designation, room number, and building)

DATE

RECEIVED

FORWARDED

OFFICER'S INITIALS

COMMENTS (Number each comment to show from whom to whom. Draw a line across column after each comment.)

1.

DDCI

5 Aug 8/5

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Director

6 AUG 1976

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6 AUG 1976 mailed out

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The attached material was provided to Chairwoman Abzug shortly after the date of the 1975 hearing. We are providing additional copies at her request. Apparently, Mr. Brown did not supply the Subcommittee with the intelligence related statutes and it would appear that the Subcommittee has misplaced the Privacy Act draft language we had suggested at that time.

Bay, I'll be glad when the Congress adjourns!

Legislative Counsel

Attachment

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